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6 IN THE UNITED STATES DISTRICT COURT
7 FOR THE EASTERN DISTRICT OF CALIFORNIA

8 SHEPARD JOHNSON,

9 Plaintiff,

No. 2:10-cv-1968 GEB GGH PS

10 vs.

11 CHESTER MITCHELL, et al.,

ORDER

12 Defendants.
13
14 _____/

15 On May 4, 2012, the magistrate judge filed findings and recommendations herein
16 which contained notice that any objections to the findings and recommendations were to be filed
17 within fourteen days. (Dkt. No. 197.) No objections were filed. Accordingly, the court
18 presumes any findings of fact are correct. See Orand v. United States, 602 F.2d 207, 208 (9th
19 Cir. 1979). The magistrate judge's conclusions of law are reviewed de novo. See Britt v. Simi
20 Valley Unified School Dist., 708 F.2d 452, 454 (9th Cir. 1983).

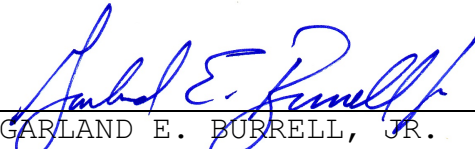
21 The court has reviewed the file and finds the findings and recommendations to be
22 supported by the record and by the magistrate judge's analysis. Accordingly, IT IS HEREBY
23 ORDERED that:

- 24 1. The findings and recommendations (dkt. no. 197) are adopted in full;
25 2. Defendants Mode and Yarrington's motion to dismiss for lack of personal
26 jurisdiction (dkt. no. 179) is GRANTED IN PART and plaintiff's claims against defendants

1 Mode and Yarrington are SEVERED under Fed. R. Civ. P. 21 and TRANSFERRED to the
2 United States District Court for the District of Vermont.

3 3. Defendant Ford Hermansen's motion to dismiss for lack of personal
4 jurisdiction (dkt. no. 151) is DENIED.

5 Dated: May 31, 2012

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8 GARLAND E. BURRELL, JR.
United States District Judge